

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

LANCE LEDET, Individually and for Others	)	CIVIL DIVISION
Similarly Situated,	)	
	)	
Plaintiff,	)	Case No. 2:22-cv-01324-CRE
	)	
v.	)	FLSA Collective Action
	)	
H&K ENGINEERING, LLC and ORBITAL	)	JURY TRIAL DEMANDED
ENGINEERING, INC.	)	
	)	
Defendants.	)	ELECTRONIC FILING
	)	

**PLAINTIFF'S AMENDED MOTION FOR CONDITIONAL  
CERTIFICATION AND COURT-AUTHORIZED NOTICE**

Plaintiff Lance Ledet files this Amended Motion for Conditional Certification and Court-authorized Notice. For the reasons outlined in Plaintiff's supporting Memorandum, Plaintiff respectfully requests the Court grant conditional certification of, and authorize notice to be sent to, the following collective:

**All current or former employees of H&K and/or Orbital who were paid straight time for overtime in the past three years (the Putative Class Members or Straight Time Workers).**

To facilitate the purposes of the FLSA's collective action provisions, Plaintiff respectfully requests the Court expeditiously grant the instant Motion and (1) conditionally certify the proposed collective of Straight Time Workers; (2) approve the Notice and Consent forms attached to Plaintiff's Motion as Exhibit 17; (3) authorize Class Counsel to send notice to the Straight Time Workers via mail, email, and text message, along with an identical reminder notice; (4) authorize Class Counsel to contact certain Straight Time Workers by telephone if their mailed or emailed Notice and Consent forms are returned as undeliverable; (5) authorize a sixty-day notice period for the Straight Time Workers to join the case; and (6) order Defendants to produce the contact information for each of

the Straight Time Workers within 10 days of the Court's order in a usable electronic format, such as Excel.

Plaintiff's Motion is supported by the attached Memorandum and Exhibits.

**Dated: April 3, 2023**

Respectfully submitted,

By: /s/ Andrew W. Dunlap

**Michael A. Josephson**

PA Bar No. 308410

**Andrew W. Dunlap**

Texas Bar No. 24078444

**Alyssa J. White**

Texas Bar No. 24073014

**JOSEPHSON DUNLAP, LLP**

11 Greenway Plaza, Suite 3050

Houston, Texas 77046

Tel: (713) 352-1100

Fax: (713) 352-3300

mjosephson@mybackwages.com

adunlap@mybackwages.com

awhite@mybackwages.com

**Richard J. (Rex) Burch**

Texas Bar No. 24001807

**BRUCKNER BURCH PLLC**

11 Greenway Plaza, Suite 3025

Houston, Texas 77046

713-877-8788 – Telephone

713-877-8065 – Facsimile

rburch@brucknerburch.com

**Joshua P. Geist**

PA ID No. 85745

**GOODRICH & GEIST PC**

3634 California Ave.

Pittsburgh, Pennsylvania 15212

412-766-1455 – Telephone

412-766-0300 – Facsimile

josh@goodrichandgeist.com

**ATTORNEYS IN CHARGE FOR PLAINTIFFS  
AND PUTATIVE CLASS MEMBERS**

**CERTIFICATE OF CONFERENCE**

I hereby certify that prior to filing the instant Motion, I conferred with Counsel for Defendant. Counsel for Defendant indicated Defendant is opposed to the relief sought herein, necessitating the filing of the instant Motion.

/s/ Andrew W. Dunlap  
**Andrew W. Dunlap**

**CERTIFICATE OF SERVICE**

I hereby certify that I served the foregoing document on all parties and/or their counsel of record via this Court's ECF electronic filing system on April 3, 2023, in accordance with the Federal Rules of Civil Procedure.

/s/ Andrew W. Dunlap  
**Andrew W. Dunlap**